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IN THE FIFTH JUDICIAL DISTRICT COURT, IN AND FOR IRON COUNTY,

STATE OF UTAH

IN THE MATTER OF THE GENERAL)	
DETERMINATION OF ALL THE RIGHTS)	
TO THE USE OF WATER, BOTH)	AMENDMENT TO INTERLOCUTORY
SURFACE AND UNDERGROUND, WITHIN)	DECREE AS TO DUTY OF WATER.
THE DRAINAGE AREA OF THE)	
ESCALANTE VALLEY IN UTAH.)	

This matter came on regularly for hearing on January 27, 1958, on objections to the Findings of Fact and Conclusions of Law and on motion made by E. J. Skeen for a new trial on behalf of certain water users; E. J. Skeen, John S. Boyden and Sam Cline appeared for the various water users and Robert B. Porter, Assistant Attorney General, appeared on behalf of the State Engineer; and the Court, having heard the additional evidence presented and the arguments of counsel and being fully advised in the premises and having entered its order overruling said objections and denying said motion for a new trial, finds that said Interlocutory Decree as to duty of water should be amended in certain particulars, it is therefore

ORDERED, ADJUDGED AND DECREED that said decree be amended and supplemented as follows:

1. That the time for installation of measuring devices required by said decree may be extended from March 15, 1958 to the time of beginning of pumping or diversion of water for irrigation during the 1958 season.

2. That in case a water user finds it necessary to use water in excess of three acre feet per acre during the 1958 irrigation season in order to avoid crop loss, the State Engineer or water commissioner may in his discretion permit such user to use not to exceed one additional acre foot per acre but the excess so used shall be charged against the water which such user would otherwise be entitled to use during the next following irrigation season.

Dated this 13 day of February, 1958.

/s/ Will L. Hoyt
DISTRICT JUDGE